

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO**

ALBERT JEROME BUSTILLOS,

Plaintiff,

v.

Civ. No. 20-1336 JB/GJF

CITY OF CARLSBAD, NEW MEXICO
and SERGEANT DANIEL VASQUEZ OF
CARLSBAD POLICE DEPARTMENT,

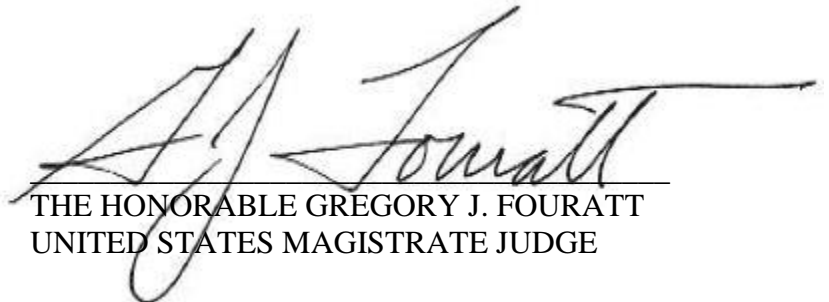
Defendants.

ORDER GRANTING DEFENDANTS' MOTION TO STAY PROCEEDINGS

THIS MATTER is before the Court on Defendants' Motion to Stay Proceedings [ECF 13] ("Motion"). Defendants' Motion was filed on February 12, 2021, and Plaintiff did not respond to this Motion. *See* D.N.M.LR-Civ. 7.4(a) (establishing that "[a] response must be served and filed within fourteen (14) calendar days after service of the motion"). Because "[t]he failure of [Plaintiff] to file and serve a response in opposition to [this Motion] within the time prescribed for doing so constitutes consent to grant the motion," D.N.M.LR-Civ. 7.1(b), the Court will **GRANT** Defendants' Motion.

IT IS THEREFORE ORDERED that Defendants' Motion is **GRANTED**. All proceedings in this case, including discovery, are hereby **STAYED** pending the Court's resolution of Defendants' "Motion to Dismiss, or Alternatively, Motion for Summary Judgment on Plaintiff's Complaint and for Qualified Immunity" [ECF 11].

SO ORDERED.



THE HONORABLE GREGORY J. FOURATT
UNITED STATES MAGISTRATE JUDGE